



Docket No.: R2180.0190/P190  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Takaaki Negoro et al.

Application No.: 10/780,699

Confirmation No.: 2014

Filed: February 19, 2004

Art Unit: 2814

For: METAL OXIDE SILICON TRANSISTOR  
AND SEMICONDUCTOR APPARATUS  
HAVING HIGH LAMBDA AND BETA  
PERFORMANCES

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Examiner: P. X. Cao

**RESPONSE TO RESTRICTION REQUIREMENT**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed January 13, 2006, applicants hereby provisionally elect subspecies 1, claims 1-2, 5 and 6 for continued prosecution, shown in Figs. 1A-1B with traverse.

As noted in the Office Action, claim 1 is generic to all subspecies, including subspecies 2 (claims 1, 4, 5 and 7) and subspecies 3 (claims 1, 3, 5 and 8). Accordingly, if claim 1 is allowed, all of dependent claims 2-8 should be allowed. See 37 C.F.R. 1.141.

Moreover, M.P.E.P. § 803 directs as follows (emphasis added): " If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to distinct or independent inventions." The directive should be followed by the examiner in this

case. The examination of all claims 1-8 would not appear to pose any serious burden considering that the subject matter of each subspecies is closely related.

Withdrawal of the election of species requirement and allowance of all pending claims (1-8) is requested.

Dated: March 8, 2006

Respectfully submitted,

By 

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